

Docket No.: 1242.002A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gallo
 Confirmation No.: 4971
 Serial No.: 10/046,573
 Group Art Unit: 3739
 Filed: 01/14/2002
 Examiner: Rosiland Stacie Kearney
 Title: ELECTROSURGICAL COAGULATING AND CUTTING INSTRUMENT

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, Attn, Examiner Rosiland Stacie Kearney, Group Art Unit 3739, at facsimile no. 1-703-872-9302, on November 26, 2003.

[Signature]

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Date of Signature: November 26, 2003

OFFICIAL

Mail Stop Non-Fee Amendment
 Commissioner for Patents
 P.O. Box 1450
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Fax No.: (703) 872-9302
 No. of Pages: 9

RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. § 1.111

Dear Sir:

This paper is filed in response to the Office Action mailed on August 27, 2003, in connection with the above-identified U.S. patent application. The three-month period for response expires on November 27, 2003. Accordingly, this response is timely filed.

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

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